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Docket No. 48075-B-PCT-US/JPW/AJM/HA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Timothy H. Bestor
Serial No.: 09/051,013 Group Art Unit: 1652
Filed : October 9, 1998 Examiner: David J. Steadman
For : CHIMERIC DNA-BINDING/DNA METHYLTRANSFERASE
NUCLEIC ACID AND POLYPEPTIDE AND USES THEREOF

1185 Avenue of the Americas
New York, New York 10036
November 17, 2003

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NOTICE OF APPEAL FROM THE EXAMINER'S DECISION
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Final Office Action mailed May 16, 2003 finally rejecting pending claims 1-15, 18, 24-26 and 42-46. The required fee for filing a Notice of Appeal for a small entity under 37 C.F.R. §1.17(e) is \$165.00, and a check for this amount is enclosed.

Applicant is concurrently filing an Amendment in response to May 16, 2003 Final Office Action and Petition for a Three-month Extension of Time. With a three-month extension of time, a response to the May 16, 2003 Final Office Action is due November 16, 2003. Since November 16, 2003 falls on a Sunday, a response filed on the next business day, i.e., Monday, November 17, 2003, shall be considered timely. Therefore, the subject application is pending today and this Notice of Appeal is being timely filed.

11/20/2003 JADD01 00000044 09051013

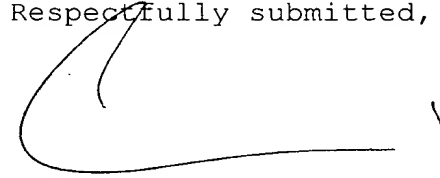
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No fee, other than the enclosed \$165.00 sum, is deemed necessary in connection with the filing of this Notice. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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4/17/03